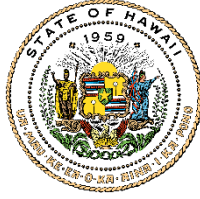


JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII'
DEPARTMENT OF LAND AND NATURAL RESOURCES
KA 'OIHANA KUMUWAIWAI 'ĀINA

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HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

October 8, 2024

TO: Dawn N.S. Chang, Chairperson
Department of Land and Natural Resources

FROM: David Sakoda, Fisheries Program Manager
Division of Aquatic Resources

SUBJECT: Request to appoint hearings officers to conduct public hearings to amend Hawaii
Administrative Rules (HAR) chapter 13-60.4, "West Hawai'i Regional Fishery
Management Area, Hawai'i".

The Division of Aquatic Resources ("DAR") requests the appointment of hearing officers to conduct chapter 91 public rulemaking hearings for the proposed amendment and compilation of HAR chapter 13-60.4, "West Hawai'i Regional Fishery Management Area, Hawai'i". The proposed amendments include:

- 1) Extending for an additional two years (through December 18, 2026) the current moratorium on take of any pāku'iku'i put into place on December 19, 2022 through the Department of Land and Natural Resources' (Department's) adaptive management rulemaking authority, which is set to sunset after December 18, 2024;¹ and
- 2) Establishing for a period of ten years (through December 18, 2036) following the sunset of the proposed extended moratorium after December 18, 2026:
 - a. A Pāku'iku'i Fisher Registration requirement for any take of pāku'iku'i,² including registration terms and conditions, such as a monthly reporting requirement;³ and
 - b. A bag limit of zero pāku'iku'i person per day;⁴
- 3) Making other non-substantive amendments to the chapter, such as the addition of Miloli'i Community-Based Subsistence Fishing Area, Hawai'i (HAR chapter 13-60.10) to the list of designated areas in subsection (c) of HAR § 13-60.4-2, "Geographical Jurisdiction of Chapter Provisions."

¹ See **Exhibit 1**, "Draft Amendments to HAR chapter 13-60.4 (Ramseyer Format)" at HAR § 13-60.4-4(7).

² See **Exhibit 1**, "Draft Amendments to HAR chapter 13-60.4 (Ramseyer Format)" at HAR § 13-60.4-4(8).

³ See **Exhibit 1**, "Draft Amendments to HAR chapter 13-60.4 (Ramseyer Format)" at HAR § 13-60.4-4(8)(A)-(C).

⁴ See **Exhibit 1**, "Draft Amendments to HAR chapter 13-60.4 (Ramseyer Format)" at HAR § 13-60.4-4(9).

DAR requests the following individuals be appointed as hearing officers for the public hearing scheduled for the following date, time, and location:

David Sakoda, DAR Fisheries Program Manager – Online via Zoom (11/13/24)

Chris Teague, Aquatic Biologist – Kona - (11/13/24) - In-person at:

West Hawaii Civic Center, Community Meeting Hale
74-5044 Ane Keohokālole Highway
Kailua-Kona, Hawaii 96740

If you have any questions or concerns, please contact me at (808) 265-0629 or via e-mail at David.Sakoda@hawaii.gov.

- APPROVED
- DENIED



Dawn N.S. Chang, Chairperson
Board of Land and Natural Resources

Oct 8, 2024

DATE